

BLANKET PURCHASE ORDER

STATE OF MARYLAND

***** STATE OF MARYLAND *****

BPO NO: 001B2400459

PRINT DATE: 07/13/12

PAGE: 01

SHIP TO:

AS SPECIFIED ON INDIVIDUAL ORDERS

VENDOR ID: 1261202062

GTS-WELCO

5275 TILGHMAN ST

ALLENTOWN, PA

18104

(610) 398-2212

REFER QUESTIONS TO:

MARGIE HAJIANTONI

(410) 767-3039

MARGARET.HAJIANTONI@DGS.STATE.MD.US

ITB: 001IT818691

EXPR DATE: 03/05/15

POST DATE: 03/05/12

DISCOUNT TERMS: .

NET 30 DAY

CONTRACT AMOUNT:

.00

TERMS:

ARTICLES HEREIN ARE EXEMPT FROM MARYLAND SALES AND USE TAXES BY EXEMPTION CERTIFICATE NUMBER 3000256-3 AND FROM FEDERAL EXCISE TAXES BY EXEMPTION NUMBER 52-73-0358K. IT IS THE VENDOR'S RESPONSIBILITY TO ADVISE COMMON CARRIERS THAT AGENCIES OF THE STATE OF MARYLAND ARE EXEMPT FROM TRANSPORTATION TAX.

*****SMALL BUSINESS PREFERENCE 5%*****

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AGENCY CONTRACT
FOR
BULK OXYGEN
=====

AGENCY: WESTERN MARYLAND CENTER

CONTRACT TERM: MARCH 05,2012 THRU MARCH 04/2015. (3 YEARS).

THE STATE RESERVES THE UNILATERAL OPTION TO RENEW THIS CONTRACT FOR TWO (2) ADDITIONAL ONE (1) YEAR CONTRACT PERIODS AT THE SAME TERMS, CONDITIONS AND PRICES.

RENEWAL OPTIONS ARE AT THE DISCRETION OF THE STATE; THE CONTRACTOR WILL NOT BE RELIEVED OF THE COMMITMENT TO RENEW THE CONTRACT. PRICES SUBMITTED AT THE TIME OF THE BID MUST REFLECT THE POTENTIAL INCREASES THROUGH THE TERM AND THE OUT YEARS OF THE CONTRACT.

THIS IS A FIRM FIXED PRICE CONTRACT IN THAT NO PRICE ESCALATION SHALL BE ALLOWED. HOWEVER, IN THE EVENT OF ANY SUCH DECREASE IN PRICE DUE

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TERMS (cont'd):

TO MARKET CHANGE OR OTHER CONDITIONS, THE STATE OF MARYLAND SHALL BE NOTIFIED PROMPTLY AND RECEIVE SUCH DECREASE.

THE CONTRACTOR MUST INSTALL AND MAINTAIN ONE (1) EACH LIQUID BULK STORAGE TANK FOR APPROXIMATELY 6000 GALLONS OF LIQUID OXYGEN.

TO INCLUDE THE FOLLOWING:

1. CONVERTER TANK
2. CONTROL CABINET
3. ATMOSPHERE CONVERTER FOR VAPORIZING
4. FILL CONNECTION STAND
5. 1500 GALLON RESERVE TANK

THE 1500 GALLON RESERVE TANK SHALL BE CONNECTED AND ARRANGED SO THAT IN THE EVENT THE SUPPLY OF LIQUID OXYGEN IN THE MAIN TANK IS EXHAUSTED, THE RESERVE TANK WILL AUTOMATICALLY TAKE OVER THE SUPPLY DISTRIBUTION.

THE SYSTEM MUST BE CAPABLE OF SUPPLYING THE DISTRIBUTION OF OXYGEN AS THE TANKS ARE BEING REFILLED.

AN EMERGENCY ALARM PRESSURE SWITCH IS TO BE INCLUDED AND INSTALLED IN THE CONVERTER CABINET TO ACTUATE A COMBINATION OF VISUAL AND AUDIBLE ALARM PANEL LOCATED IN THE HOSPITAL IN THE EVENT THAT THE OXYGEN SUPPLY IS EXHAUSTED. (NOTE: THE ALARM SYSTEM IS ALREADY INSTALLED AND IN USE.) ALL INSTALLATION SHALL CONFORM TO THE LATEST N.F.P.A. STANDARDS. THE CONTRACTOR SHALL MAINTAIN THE CONTROL SYSTEM AND MUST RESPOND WITHIN TWO (2) HOURS FOR EMERGENCY SITUATIONS.

DELIVERY REQUIREMENTS FOR BULK OXYGEN SHALL BE WITHIN 48 HOURS AFTER NOTIFICATION. DELIVERY OF OXYGEN FOR THIS REQUIREMENT MUST BE AVAILABLE 24 HOURS PER DAY, 7 DAYS PER WEEK.

THE TANK EXTERIORS MUST BE CLEANED AT LEAST TWICE ANNUALLY. ALL TANKS AND ACCESSORIES TO BE INSTALLED AND MAINTAINED BY THE CONTRACTOR AND SHALL REMAIN THE PROPERTY OF THE CONTRACTOR.

UPON TERMINATION OF THIS CONTRACT, THE CONTRACTOR IS RESPONSIBLE FOR THE REMOVAL OF THE CONTRACTOR'S TANK.

PRICES QUOTED MUST INCLUDE ALL DELIVERY CHARGES, HANDLING CHARGES, HAZARDOUS MATERIALS CHARGES, PRODUCT SURCHARGES AND ANY OTHER PERTINENT CHARGES.

QUOTED PRICES ARE TO BE NET 30 DAYS F.O.B. DESTINATION, WESTERN MD HOSPITAL CENTER, HAGERSTOWN, MD.

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<u>LINE #</u>	<u>STATE ITEM ID</u>	<u>U/M</u>	<u>UNIT COST</u>
0001	43048-100010	CF	.0054

OXYGEN, U.S.P., FURNISHED IN BULK FORM

ALL OXYGEN SUPPLIED MUST BE MEDICAL GRADE AND MEET ALL FDA REGULATIONS.

ESTIMATED ANNUAL USAGE - 1,912,250 CUBIC FEET

ESTIMATED MONTHLY USAGE - 318,708 CUBIC FEET

PRICE QUOTED IS IN CUBIC FEET (NOT HUNDRED CUBIC FEET)

0002	83064-000000	MO	680.0000
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MONTHLY CHARGE FOR BULK OXYGEN STORAGE TANK AS OUTLINED IN THE TERMS AND CONDITIONS OF THE CONTRACT.

END OF ITEM LIST

ADDITIONAL TERMS AND CONDITIONS:

THE CONTRACTOR MUST BE REGISTERED WITH THE FDA AND COMPLY WITH ALL FDA REGULATIONS PERTAINING TO MEDICAL GAS.

ORDERS AS REQUIRED WILL BE PLACED DIRECT TO SUPPLIER BY THE USING AUTHORITIES, INDICATING DELIVERY AND BILLING INSTRUCTIONS.

ALL PRODUCTS USED IN PACKING TO CUSHION AND PROTECT DURING THE SHIPMENT OF COMMODITIES ARE TO BE MADE OF RECYCLED, RECYCLABLE, AND/OR BIODEGRADABLE MATERIALS.

QUANTITIES STATED ARE ESTIMATES ONLY AND ARE NOT TO BE CONSTRUED AS ANY MINIMUM OR MAXIMUM GUARANTEE. USAGE WILL BE FOR THE ACTUAL REQUIREMENTS OF THE AGENCY AND MAY VARY APPRECIABLY FROM THE ESTIMATED QUANTITIES. BIDS LIMITING QUANTITIES IN ANY WAY WILL NOT BE ACCEPTED OR CONSIDERED.

THE ESTIMATED QUANTITY OF 19,500,000 IS FOR THE ENTIRE THREE (3) YEAR CONTRACT TERM.

DURATIONS: CONTRACTS SHALL REMAIN IN EFFECT FOR THE TIME PERIOD AND QUANTITY SPECIFIED UNLESS THE CONTRACT IS TERMINATED BY THE STATE. THE STATE MAY TERMINATE ANY CONTRACT WITHOUT SHOWING CAUSE UPON THIRTY (30) DAYS WRITTEN NOTICE.

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TERMS (cont'd):

ANY ITEM LISTED HEREIN THAT IS NOT DELIVERED IN A TIMELY MANNER OR DOES NOT CONFORM TO THE REQUIREMENTS OF THE CONTRACT, MAY BE PURCHASED ON THE OPEN MARKET BY THE USING AGENCY. THE CONTRACTED VENDOR WILL BE CHARGED FOR ANY PRODUCT COST INCURRED BY THE STATE THAT IS IN EXCESS OF THE CONTRACTED PRICE.

VENDOR MUST INCLUDE THE 9-DIGIT ZIP CODE OF COMPANY ADDRESS ON ALL INVOICES. FAILURE TO DO SO MAY RESULT IN DELAY OF PAYMENT.

CORPORATE "P" PURCHASING CARDS MAY BE USED FOR PAYMENT FOR ALL INDIVIDUAL AGENCY CONTRACT PURCHASES OF \$5,000 OR LESS.

THE MARYLAND DEPARTMENT OF GENERAL SERVICES' "TERMS AND CONDITIONS FOR COMMODITY CONTRACTS OVER \$25,000" INCORPORATED HEREIN BY REFERENCE.

A REPORT MUST BE FURNISHED BY THE SUCCESSFUL VENDOR EVERY SIX (6) MONTHS DETAILING THE PURCHASE OF ALL ITEMS ON THE CONTRACT. THE REPORT SHALL BE SUBMITTED ELECTRONICALLY IN EXCEL FORMAT. AS A MINIMUM, THE REPORT SHALL REFLECT THE CONTRACT NUMBER, CONTRACT ITEM NUMBER AND DESCRIPTION, THE DOLLAR VOLUME PURCHASED OF EACH ITEM, AGENCY IDENTIFICATION, AND THE CONTRACT TOTAL. THE REPORT MUST BE FILED WITHIN THIRTY (30) DAYS AFTER THE END OF EACH REPORTING PERIOD. ANY EXCEPTION TO THIS MANDATORY REQUIREMENT MAY RESULT IN CANCELLATION OF THE AWARD. FAILURE TO PROVIDE THE REPORT WITH THE THE MINIMUM REQUIRED INFORMATION MAY ALSO NEGATE ANY CONTRACT EXTENSION CLAUSES. REPORT SHALL BE EMAILED TO THE FOLLOWING TWO (2) ADDRESSES:

MARGARET.HAJIANTONI@DGS.STATE.MD.US
HOWARD.MCLAIN@DGS.STATE.MD.US

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AUTHORIZED BY: _____ DATE: _____

BUYER AUTHORIZED DESIGNEE